

# **THE COLORADO MEDICAL BOARD**

## **LICENSING PANEL MINUTES**

**February 15, 2012**

**9:02 a.m.**

Licensing Panel of the Colorado Medical Board met Wednesday, February 15, 2012, in the offices of the Colorado Medical Board, 1560 Broadway, Conference 1250-C, Denver, Colorado, beginning at 9:02 a.m. The meeting was noticed in accordance with Division Policy.

Present were: Dr. Groce, Dr. Matthews, Mr. Schoenmakers and Dr. Watts

Dr. Matthews conducted the meeting.

Also in attendance for all or part of the meeting were: Marschall Smith, Program Director; Maria Soto, Program Assistant; Jan Seewald, Licensing Specialist; D'Ann Murphy, Office of Investigations; Dennis Rhodes, Office of Expedited Settlement; Assistant Attorney General Gina Simonson; and Assistant Attorney General Philip Davis.

### **MINUTES**

A motion was made, seconded, and carried to approve the minutes of the meeting of January 18, 2012, as presented

### **EXECUTIVE SESSION**

#### **Executive Session I**

A motion was made, seconded, and carried to enter into Executive Session at 9:14 a.m. The Panel entered into executive session for the following purposes:

Pursuant to Colorado Revised Statutes section 24-6-402(3)(a)(II), to confer with counsel to receive legal advice on specific legal questions regarding the applicability of CRS, section 12-36-116(1) to the following applicants:

Tara Taylor, MD  
Wendy Linder, MD

To discuss medical information and medical records which are confidential pursuant to Colorado Revised Statutes Title 25, article 1, part 12 and Colorado Revised Statutes section 13-90-107(1)(d) in relation to the following applicants:

Tara Taylor, MD  
Nicholas Viens, MD

After discussion, the Panel exited the Executive Session at 9:31 a.m.

### **Executive Session II**

A motion was made, seconded, and carried to enter into Executive Session at 9:56 a.m. The Panel entered into executive session for the following purposes:

Pursuant to Colorado Revised Statutes section 24-6-402(3)(a)(II), to confer with counsel to receive legal advice on specific legal questions regarding the applicability of CRS, sections 12-36-111.3(3) and 12-36-106 to the following individuals based on complaints before the Panel:

Stephanie Bender  
Robert Schwabe  
Brandon and Heather Credeur, DC  
James Smith, D.O.

After discussion, the Panel exited the Executive Session at 10:30 a.m.

### **LICENSING MATTERS**

#### **Physicians – Administratively Approved**

A motion was made, seconded, and carried to approve the physician applicants listed below for licensure:

Bagci, Shawn Errol	Lutz, Richard A
Becker, Mary Shannon Clow	Matarrese McGibbon, Lia Rose
Bellian, Kenneth Thomas	Meredith, Carl Elwood
Bennett, Howard Mather	Miles, Michael Graham
Chang, Jonathan Chun-Hsiang	Morelli, Christopher Michael
Duhon, Bradley Stuart	Nepple, Jeffrey Jerome
Elliott, Keith Leonard	O'Connell, Meghan Curry
Ellis, Michael Paul	Ondrusek, Misty Dawn
Faulkner, Mallory Ryan	Plunk, Otis Allen
Fogelfeld, Keren	Raleigh, Meghan Frances
Ford, Gregory Mont	Rinner, Amy Lynne
Freeman, Matthew Donald	Roline, Chad Erik
Fryer, Angela Kay	Ross, Michael David
Hagstrom, Michelle Tartaglia	Rothschild, Brian Liem
Jockel, Christopher Russell	Ruzas, Christopher Martin
Johnson, Paul William	Schenk, Jill Tracey
Joste, Nancy Elaine	Scott, John McCambridge
Kim, Howard Lynn	Smith, Michelle Leigh
Kroll, Todd Gerard	Sonni, Smitha
Layton, Esther Olita	Spear, Lisa Marie
Lee, Jared Thomas	Vayuvegula, Satish Venkata
Lofley, Kent Jerel	

#### **Physician Applicants – 1 Civil Malpractice Case - Administratively Approved**

After review of the application, a motion was made, seconded and carried to endorse the administrative reinstatement of the license.

Manuel Jose Caceres, M.D.  
(Endorsement)  
David Alan McInnes,  
M.D.(Endorsement)

David Scott Schillinger, M.D.  
(Endorsement)

**IMG Applicants – Administratively Approved**

A motion was made, seconded, and carried to grant the physician applicants listed below a Colorado medical license pursuant to Section 12-36-107.6., C.R.S.:

Revelyn G. Arrogante, M.D.  
Rodrigo Natalio Banegas, M.D.  
Elham Khanifar, M.D.  
Kevin Patrick Lee, M.D.  
Jelena Ana Licina, M.D.  
Simone Litsch, M.D.  
Christine Masamayer Lopez, M.D.  
Oscar Andres Sanchez, M.D.  
Ketul K. Shah, M.D.  
Brad B. Swelstad, M.D.  
Okeksiy M. Zyernov, M.D.

**Special Physician Applicants — Requiring Board Review**

**Kirsten Marie Koos, M.D.**

After review of the application and request from Dr. Koos for an administrative medical license, a motion was made, seconded, and carried to grant Dr. Koos a Colorado medical license limited to the practice of administrative medicine.

A second motion was made, seconded, and carried to allow Dr. Koos to withdraw her application and request, without the matter being reported.

**Lynn Marie Miller, M.D.**

Dr. Watts participated in the discussion but recused himself during the vote.

After review of the application, a motion was made, and seconded, and carried to grant Dr. Miller a Colorado medical license.

**Nicholas Adam Viens, M.D.**

After review of the application, a motion was made, and seconded, and carried to grant Dr. Viens a Colorado medical license.

A second motion was made, seconded, and carried for the Panel to instruct staff to send Dr. Viens a letter outlining some of the resources available to all Colorado Physicians.

**Glen N. Feather, D.O.**

A motion was made, seconded, and carried granting Dr. Feather's request to withdraw his application and to report the withdrawal to FSMB.

**Special Applicants – Tabled - Requiring Board Review**

**Tara Leigh Taylor, M.D.**

After review of the application, a motion was made, and seconded, and carried to grant Dr. Taylor a Colorado medical license.

A second motion was made, seconded, and carried for the Panel to instruct staff to send Dr. Taylor a letter outlining some of the resources available to all Colorado Physicians and to follow the CPEP recommendations.

**Special IMG Applicants – Requiring Board Review**

**Chuong Minh Le, M.D.**

Dr. Watts recused himself from participation in this case and departed the room.

After review of the application, a motion was made, and seconded, and carried to grant Dr. Le a Colorado medical license.

**John Christian Ronning, M.D.**

After review of the application, a motion was made, and seconded, and carried to grant Dr. Ronning a Colorado medical license.

A second motion was made, seconded, and carried for the Panel to instruct staff to send Dr. Ronning a letter outlining some of the resources available to all Colorado Physicians.

**Zarine K. Shah, M.D.**

After review of the application, a motion was made, and seconded, and carried to waive the three (3) year post-graduate training requirements based on unique information provided by Dr. Shah.

A second motion was made, seconded, and carried to grant Dr. Shah a Colorado medical license..

**Elizabeth Sally Wilson, M.D.**

After review of the application, a motion was made, and seconded, and carried to grant Dr. Wilson a Colorado medical license.

A second motion was made, seconded, and carried for the Panel to instruct staff to send Dr. Wilson a letter outlining some of the resources available to all Colorado Physicians.

**Distinguished Foreign Teaching Applicants – Renewal – Requiring Board Review**

**Al Baha Barqawi, M.D.**

After review of the application, a motion was made, seconded, and carried to grant the renewal of Dr. Barqawi's Distinguished Foreign Teaching Physician License.

A second motion was made, seconded, and carried authorizing staff to send a letter to Dr. Barqawi regarding information contained in the application.

**Hugo Quiroz-Mercado, M.D.**

After review of the application, a motion was made, seconded, and carried to grant the renewal of Dr. Quiroz-Mercado's Distinguished Foreign Teaching Physician License.

**Miscellaneous**

**Wendy Brown Linder, M.D.**

After full consideration of the information available, a motion was made, seconded, and carried to deny Dr. Linder's request to convert her Colorado medical license from a re-entry status to a full, active unrestricted license.

A second motion was made, seconded, and carried authorizing staff to send a letter to Dr. Linder regarding constraints of practicing on a license with a re-entry status.

**Additional discussed items**

The Panel reviewed section 12-36-106 and the requirements of the endorsement licensure process as it may relate to Distinguished Foreign Teaching Physician ("DFTP") licensees as requested by the Board President. The Board President made the request in light of a motion he would be proposing at the Full Board meeting on February 16, 2012 which would authorize the Licensing Panel to take on this project. (NOTE: The Full Board on February 16, 2012 authorized the Licensing Panel to draft rules and policies related to this matter for consideration by the Full Board at its May 17, 2012 meeting). The Panel instructed staff to explore criteria and process by which the Panel could consider converting DFTP Licensees to a regular, active Colorado medical license. The Panel's legal counsel was requested to develop a written document to be brought back to the Panel for consideration and discussion.

**UNLICENSED PRACTICE MATTERS**

**Stephanie Bender**

The Panel reviewed a proposed Cease and Desist Order.

After consideration of the available information, a motion was made, seconded, and carried to approve the proposed stipulated Cease and Desist Order.

**Robert W. Schwabe**

Dr. Groce recused himself from participation in this case and departed the room.

Dr. David Gray, complainant, presented to the Panel. After consideration of the available information, a motion was made, seconded, and carried to refer this case to the Office of Investigations.

A second motion was made, seconded, and carried providing instructions to staff regarding the handling of additional information to be provided by the complainant.

**Add On:**

**Brandon Creduer, D.C.**  
**Heather Creduer, D.C.**

The Panel received updated information regarding the Office of Attorney General's legal investigation. a motion was made, seconded and carried to to open a new case against the Drs. Creduer based on the recent information regarding their affiliation with an physician licensed in Ohio named James Smith, D.O. and alleged practice of providing patients with prescriptive medicine.

A second motion was made, seconded, and carried to direct the Office of the Attorney General to continue its legal investigation of all pending cases.

**James Smith, D.O.**

After consideration of the available information, a motion was made, seconded, and carried to open a case regarding allegations of the unlicensed practice of medicine in Colorado by Dr. Smith.

A second motion was made, seconded, and carried to refer this matter to the Office of Investigations.

A third motion was made, seconded, and carried authorizing staff to communicate about this matter on behalf of the Panel with the State Medical Board of Ohio.

**ADJOURNMENT**

**There being no further business, the meeting was adjourned at 11:38 a.m.**

**These minutes were approved by the Licensing Panel on this March 14, 2012.**

*Approved by: Kathleen Matthews, M.D.*

*Date: March 14, 2012*